

To: 'Bill Karban'[bkarban@envirosolutionsinc.net]
Cc: Egan, Robert[egan.robert@epa.gov]; Klann, Rhonda (DEQ)[KLANNR@michigan.gov]
From: Engelhart, Larry (DEQ)
Sent: Tue 4/16/2013 5:57:05 PM
Subject: RE: F.I.D.# 00-012345

Hi Bill, I've been informed that EPA has authority, and requesting closure through the MDEQ will not occur.

Larry Engelhart

Senior Geologist

MDEQ/RD

Saginaw Bay District Office

401 Ketchum Street

Bay City, MI 48708

989-894-6257

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From: Bill Karban [mailto:bkarban@envirosolutionsinc.net]
Sent: Wednesday, April 10, 2013 1:55 PM
To: Engelhart, Larry (DEQ)
Subject: RE: F.I.D.# 00-012345

Thanks, Larry.

From: Engelhart, Larry (DEQ) [mailto:ENGELHARTL@michigan.gov]
Sent: Wednesday, April 10, 2013 1:45 PM
To: 'Bill Karban'
Subject: RE: F.I.D.# 00-012345

Hi Bill, We're still working on this. It's been moved up the chain in Lansing. I'll let you know as soon as I find out something.

Larry Engelhart

Senior Geologist

MDEQ/RD

Saginaw Bay District Office

401 Ketchum Street

Bay City, MI 48708

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Fax: 989-891-9237

From: Engelhart, Larry (DEQ)

Sent: Friday, March 01, 2013 9:56 AM

To: 'Bill Karban'

Subject: RE: F.I.D.# 00-012345

Hi Bill, we're looking into this. I'll get back with you as soon as I get more information.
Thanks.

Larry Engelhart

Senior Geologist

MDEQ/RD

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From: Bill Karban [<mailto:bkarban@envirosolutionsinc.net>]

Sent: Wednesday, February 27, 2013 11:06 AM

To: Engelhart, Larry (DEQ)

Cc: 'Draper, Rick'

Subject: F.I.D.# 00-012345

Hi Larry,

Regarding the former Premcor #823 LUST site, located at 203 N. Mission, Mt. Pleasant:

EnviroSolutions submitted a closure report on behalf of the responsible party, Premcor Refining Group, in February 2009. You audited the closure report in a letter dated 6/9/09. EnviroSolutions gained access to the property during the summer of 2009 to conduct activities to address the issues raised in the 6/09 audit letter.

In early 2010, the U.S. EPA requested site information be forwarded to them. A 5/3/10 letter from the U.S. EPA stated, "Due to the site's location within the exterior boundaries of a federally recognized Indian reservation, U.S. EPA is the primary implementing authority for the federal LUST corrective action requirements..." So, EnviroSolutions commenced submitting all correspondence to the U.S. EPA.

I have attached a copy of the August 2011 letter from EnviroSolutions to the U.S. EPA that summarizes all of the activities that have taken place since the 6/09 audit letter, and requested closure from the U.S. EPA. The U.S. EPA has not responded to any of the submittals.

Since the U.S. EPA has not responded to the submittals, Premcor Refining Group resumes the process of achieving closure for this site through the MDEQ. As stated in the 8/11 letter, EnviroSolutions has responded to the soil and groundwater issues raised in the 6/09 audit letter, with the exception of the restrictive covenant.

Premcor Refining Group has renewed discussion with the property owner, Jeff Lapoe, to acquire a restrictive covenant. Mr. Lapoe has an outstanding concern that, even if he agrees to the restrictive covenant, the site may not achieve closure. He would like some assurance that the restrictive covenant would be effective.

I will give you a call to discuss this situation tomorrow. Thanks for your attention.

Sincerely,

Bill Karban, LPG

EnviroSolutions

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